IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(*Special Original Jurisdiction*)

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THURSDAY, THE TWENTYTHIRD DAY OF MARCH

TWO THOUSAND AND SIX

P R E S E N T

THE HON'BLE SRI JUSTICE V.ESWARAIAH

* * *

WP.No.5807 OF 2006

Between:

Chilveri Limbadri … Petitioner

Versus

The Project Director,

National Highways Authority of India,

PIU, 1st Floor, Plot No.25,

Road No.2, Castle Hills,

Near NMDC Masab Tank,

Hyderabad & Ors. … Respondents

Counsel for the Petitioner: Mr.V.Mallik

Counsel for the Respondents: Mr.SS Varma, Addl CGSC

Govt. Pleader for Revenue

O R D E R :

The case of the petitioner is that he is the owner of agricultural land in an extent of Ac:1-04 ½ cents in survey nos. 221/1 and 221/3 situated at Mamidipalli village, Armoor Mandal, Nizamabad district and he is in possession and enjoyment thereof.

It is stated that most of the land is sought to be taken away for widening of the National Highway. The petitioner got issued a legal notice dated 31-1-2006 to the Revenue Divisional Officer, Nizamabad and in reply to the same, the Revenue Divisional Officer, Nizamabad, vide his Lr.No.B2/1105/2004 dated Nil-02-2006 informed the petitioner that his land is not effecting for widening of NH-7 Road at Mamidipally sivar and the following lands are being effected onlhy in respect of survey nos.220/2 in an extent of 0-02 belonging to Sri Chamata Limbadri's poultry form shed, an extent of 0-04 belonging to Sri M.Bhasker Reddy, an extent of 0-02 belonging to Sri Shanker Rao, an extent of 0-07 belonging to Sri G.Vadde shyamsunder and that as per the alignment the poultry shed of the petitioner is partly

effecting under widening of NH-7 road.

It is stated that the poultry farm shed situated in the land can also be effected under the widening of the road without following due process of law.

Having regard to the facts and circumstances, the respondents are directed to follow due process of law if any of the portion of the land or poultry shed of the petitioner is effected for the NH-7 road situated in survey no.221/1 and 224/B-6 situated at Mamidipalli village of Armoor Mandal, Nizamabad district, is required for road widening.

With the above direction, the writ petition is disposed of at the admission stage. No costs.

MARCH 23rd, 2006. ----------

I s L. V. ESWARAIAH , J.